

<b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL</b>		1. TRANSMITTAL NUMBER:  <b>03-60</b>	2. STATE  <b>New York</b>
<b>FOR: HEALTH CARE FINANCING ADMINISTRATION</b>		3. PROGRAM IDENTIFICATION: <b>TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)</b>	
TO: REGIONAL ADMINISTRATOR HEALTH CARE FINANCING ADMINISTRATION DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE <b>October 1, 2003</b>	
5. TYPE OF PLAN MATERIAL (Check One):  <input type="checkbox"/> NEW STATE PLAN <input type="checkbox"/> AMENDMENT TO BE CONSIDERED AS NEW PLAN <input checked="" type="checkbox"/> AMENDMENT			
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)			
6. FEDERAL STATUTE/REGULATION CITATION: 42 CFR 447 Subpart C		7. FEDERAL BUDGET IMPACT: a. 10/01/03 - 09/30/04 \$318,500,000 b. 10/01/04 - 09/30/05 \$417,800,000	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:  <i>Page 249(a) (red 8/5/04)</i> <b>Attachment 4.19-A, Page 249(a)(3) per 8/5/04</b>		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable): <i>Page 249(a)</i> <b>New Page 249(a)(3)</b>	
<b>Inpatient Hospital Services</b>			
11. GOVERNOR'S REVIEW (Check One): <input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input type="checkbox"/> OTHER, AS SPECIFIED: <input checked="" type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL			
12. SIGNATURE OF STATE AGENCY OFFICIAL: <i>Kathryn - Kuhmerker</i>		16. RETURN TO: <b>New York State Department of Health, Corning Tower, Empire State Plaza, Room 1466, Albany, New York 12237</b>	
13. TYPED NAME: <b>Kathryn Kuhmerker</b>			
14. TITLE: <b>Deputy Commissioner Department of Health</b>			
15. DATE SUBMITTED: <b>December 30, 2003</b>			
<b>FOR REGIONAL OFFICE USE ONLY</b>			
17. DATE RECEIVED: <b>12/31/03</b>		18. DATE APPROVED: <b>AUG - 5 2004</b>	
APPROVED - ONE COPY ATTACHED			
19. EFFECTIVE DATE: <b>10/1/03</b>		20. SIGNATURE OF REGIONAL OFFICIAL: <i>Bill Renshaw D.S.</i>	
21. TYPED NAME: <b>Bill Renshaw</b>		22. TITLE: <b>Policy Advisor, CMSO</b>	
23. REMARKS:  <i>Pen and Ink changes to boxes 8 and 9 per discussions w/ state.</i> <i>Changes to plan page 249(a). 8/5/04 [signature]</i>			

**New York  
249(a)****Attachment 4.19-A  
Part I  
(04/03)**

120 million dollars in additional disproportionate share payments during each state fiscal year commencing April 1, 1997 and thereafter until March 31, 2000, and 120 million dollars in initial additional disproportionate share payments each state fiscal year commencing April 1, 2000 and thereafter until March 31, 2003. Such payments will be made to each qualified individual hospital based on the relative share of each such hospital's medical assistance and uninsured patient losses for 1997 after considering all other medical assistance payments to such public general hospitals based on 1994 reconciled data as further reconciled to actual reported 1997 reconciled data and for any payments made in 1998 based initially on reported 1995 reconciled data as further reconciled to actual reported 1997 or 1998 reconciled data, and for payments made during the state fiscal year beginning April 1, 1998 based initially on reported 1995 reconciled data as further reconciled to actual reported 1998 or 1999 data and for payments made during the state fiscal year ending March 31, 2000 based initially on reported 1995 reconciled data as further reconciled to actual reported 1999 or 2000 data and for payments made during the state fiscal year beginning April 1, 2000 based initially on reported 1995 reconciled data as further reconciled to actual reported 2000 or 2001 data and for payments made during the state fiscal year beginning April 1, 2001 based initially on reported 1995 reconciled data as further reconciled to actual reported 2001 or 2002 data and for payments made during the state fiscal year beginning April 1, 2002 based initially on reported 2000 reconciled data as further reconciled to actual reported 2002 or 2003 data.

Beginning April 1, 2000 public general hospitals, other than those operated by the State of New York or the State University of New York, located in a city with a population of over one million are authorized to receive additional disproportionate share payments as projected or reconciled pursuant to section 1.87 of this state plan governing disproportionate share payments to hospitals, based on the relative share of each such non-state operated public general hospital of projected or reconciled medical assistance and uninsured patient losses after payment of all other medical assistance, including disproportionate share payments to such public general hospitals. For the period April 1, 2000 through March 31, 2001, an additional payment of up to 103 million dollars is authorized. Effective April 1, 2001, and annually thereafter, additional payments of up to 113 million dollars is authorized. For the state fiscal years beginning April 1, 2002 and ending March 31, 2005, [and annually thereafter,] an additional annual payment of up to 210 million dollars is authorized. The payments may be added to rates of payment or made as aggregate payments to eligible public general hospitals.

For state fiscal years beginning April 1, 2003 and ending March 31, 2005, the Department of Health is authorized to pay public general hospitals, operated by the State of New York or by the State University of New York additional payments for inpatient hospital services as medical assistance payments for patients eligible for federal financial participation under Title XIX of the

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For the periods October 1, 2003 through March 31, 2004 and April 1, 2004 through March 31, 2005, the Department of Health is authorized to pay public general hospitals, operated by a county, including public general hospitals located in the counties of Westchester and Nassau, or by a city with a population of over one million persons, additional payments for inpatient hospital services as medical assistance payments for patients eligible for federal financial participation under Title XIX of the federal social security act pursuant to the federal laws and regulations governing disproportionate share payments to hospitals up to 175 percent of each such public general hospital's medical assistance and uninsured patient losses after all other medical assistance, including disproportionate share payments to such public general hospital. Such payments for the period ending March 31, 2004 shall not exceed 50 percent of the full annual amount that could be paid based initially on reported 2000 reconciled data and further provided that such payments shall be reconciled to reflect no more than 50 percent of the full annual amount that could be paid based on actual reported 2003 data, provided, however, that for public general hospitals located in a city with a population over one million persons such payments shall be further reconciled to reflect no more than 50 percent of the full annual amount that could be paid based on actual reported 2003 or 2004 data. Such payments for the period ending March 31, 2005 shall be based initially on 2000 reconciled data and further provided that such payments shall be reconciled to reflect actual reported 2004 data, provided, however, that for public general hospitals located in a city with a population over one million persons such payments shall be further reconciled to reflect actual reported 2004 or 2005 data. Such payments for all eligible hospitals shall be reduced to the extent such payments would result in the exceeding of the State's disproportionate share allotment limit, as determined in accordance with federal statute and regulations, provided, however, that such reduction shall be based on each such hospital's proportionate share of the sum of all such payments that would be made without regard to such allotment limit. Such payments may be added to rates of payment or made as aggregate payments to an eligible public general hospital.

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